

## Private Law 85-566

## AN ACT

For the relief of Johnnie P. Saylor.

August 14, 1958  
[H. R. 4461]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Johnnie P. Saylor, the sum of \$9,665, in full settlement of all claims against the Government of the United States for injuries sustained by her on October 26, 1953, as a result of being struck by a United States Army vehicle, near Dinglefing, Germany: *Provided*, That no part of the amount appropriated in this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved August 14, 1958.

Johnnie P. Saylor.

## Private Law 85-567

## AN ACT

To quiet title and possession with respect to certain real property in the county of San Jacinto, Texas, and authorizing named parties to bring suit for title and possession of same.

August 14, 1958  
[H. R. 4768]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That jurisdiction is hereby conferred notwithstanding the lapse of time, laches, or statutes of limitation, on the United States District Court for the Southern District of Texas, Houston Division, to hear, determine, and render judgment on the claims and controversies of the parties hereinafter named in groups 1 through 6, respectively, concerning the title and possession of, and for damages to the land included within the following described tracts of land, numbered 1 through 6, respectively, in corresponding numerical order; and those parties are hereby granted permission and are authorized to bring suit or suits in said courts against the United States of America for the title and possession of, and for damages to the land included within the tracts described herein:

San Jacinto, Tex.  
Property titles,  
etc.

## GROUP ONE

G. A. Ott, F. M. (Marion) Ott, James E. Faulkner, and Jeff Cochran.

## GROUP TWO

T. R. (Tom) Bowen and wife, Mrs. T. R. (Tom) Bowen, Sylvester Bowen, and James E. Faulkner.

## GROUP THREE

Elizabeth McMurrey, a feme sole, individually and as administratrix of the Estate of V. W. McMurrey, deceased, and James E. Faulkner.

## GROUP FOUR

W. G. Mizell and wife, Mrs. W. G. Mizell, and James E. Faulkner.

## GROUP FIVE

Rachel Faulkner, James E. Faulkner, and Elgin Matthews.

## GROUP SIX

Bevel Enloe, Ben Brown, Minnie Cherry and husband, Manuel Cherry, B. E. Whitton, J. F. Whitton, C. E. O'Briant, Barney O'Briant, James Whitton, T. V. Yeager, Wilmer Yeager, Cassie Yeager, Gladys Lilley and husband Alvin Lilley, George Enloe, Jim Enloe, Ed Enloe, T. F. Enloe, Carrie Vickery and husband J. A. Vickery, Della Ott and husband G. A. Ott, Ernestine Puckett and husband Floyd Puckett, Lucille Mosely and husband Thosmas Mosely, Ethel Thomas and husband Bruce Thomas, Helen Lilley and husband Jamie Lilley, Birtie Lilley, a feme sole, Udell McIlvain, Robbie Alvin (Mickey) McIlvain, Celestia Fowler and husband J. C. Fowler, Sidney Whitmire, Clyde Whitmire, Claude Whitmire, Dolly Grimme and husband H. A. Grimme, Bonita Perdon and husband Earl Perdon, R. L. Whitmire, Rose McMillan, Lee McMillan, Odis Matthews, Ruby Plander, George H. Plander, Dorothy Plander, Eddie Plander, L. C. Matthews, Trulee Matthews, Arvil Matthews, Jermima Blicham and husband Robert Gene Blicham, Mrs. Dorothy Matthews, a feme sole, Bobby Jean Matthews, David Matthews, Jewell Edna Matthews, Annie Mae Shean, L. D. Shean, Clareed Taylor, F. W. Taylor, Pauline Taylor, W. H. Taylor, Ruth Driver, Billey Driver, Margaret Simmons, W. F. Simmons, J. V. Hickman, Elmer Hickman, Ernest Hickman, and James E. Faulkner.

## TRACT ONE

Being an undivided one-half interest in that certain 160 acres of land, more or less, in and a part of the James W. Robinson league or survey, situated in San Jacinto County, Texas, described in a deed from H. W. C. Bittick and wife A. B. (Bell) Bittick to I. I. Ott, bearing date of October 7, 1897, and recorded in volume Z, page 545, Deed Records of San Jacinto County, Texas, and also that land described in a deed from J. N. Bittick and Alma Bittick to Clara Ott, dated November 2, 1903, and recorded in volume Z, page 548, Deed Records of San Jacinto County, Texas, and also that land described in a deed recorded in volume Z, page 544, Deed Records of San Jacinto County, Texas, and in an instrument of conveyance from G. A. Ott to James E. Faulkner and Jeff Cochran, dated April 12, 1950, and recorded in volume 55, pages 483, et seq., Deed Records of San Jacinto County, Texas, to which deeds, instruments and records reference is here made for a full and complete description of said land and for all purposes, such land being more particularly described by metes and bounds as follows, to-wit:

Beginning on the south boundary line of said Robinson league 707 vrs from the southeast corner of same, it being the southwest corner of the J. S. (A) Finn survey established by retracing the boundaries originally marked on the ground, a pine mkd X brs S 44 W 6 vrs, a sweet gum brs W 84 vrs;

Thence S  $49\frac{1}{2}$  W 750 vrs to a stake from which a magnolia brs S 25 E 4.2 vrs; another brs N 41 W 5.4 vrs;

Thence north  $40\frac{1}{2}$  W 920 vrs to a stake from which a pin oak 20 in in dia brs S 53 E 3.2 vrs another 16 in in dia brs S 27 W 3.2 vrs;

Thence north  $49\frac{1}{2}$  E 530 vrs to west bank of Winters Bayou a stake from which a sycamore 6 in in dia brs S 70 W 5.8 vrs another brs W 20 E 7.4 vrs;

Thence down and with the meanderings of said bayou, general course S  $84\frac{1}{2}$  E 633 vrs to a stake from which a sweet gum 18 in in dia brs N 63 E 4.8 vrs and a magnolia 15 in in dia brs S 69 E 8.6 vrs to a stake;

Thence S 66 E at 622 vrs intersected said league line a stake from which an ash 16 in dia brs. S 53 W 5 vrs and a red oak 10 in in dia brs northwest 7.6 vrs;

Thence S  $49\frac{1}{2}$  W with said Robinson league or survey line to the place of beginning, containing 160 acres of land, more or less.

#### TRACT TWO

That certain tract of land composing thirty-two and one-tenth acres of land, being a part of the L. A. Gosse six hundred and forty-acre survey situated in San Jacinto County, Texas, in the New Hope community about sixteen miles south of Coldsprings, Texas, more particularly described by metes and bounds as follows, to-wit:

Beginning at the southwest corner of said L. A. Gosse survey, same being common with the southeast corner of the William Dobie survey on the north boundary line of the D. M. Bullock survey, an iron car axle stake for corner from which a pine 3 in in dia mkd X brs S 9 W 1.6 vrs, a sweet gum 3 in in dia mkd X brs N 62 W 2.1 vrs, a sweet gum 6 in in dia mkd X brs N 18 E 2.5 vrs and a pine 6 in in dia mkd X brs E 3.9 vrs;

Thence N 2 W 204 vrs to a 1" x 3" iron bar stake painted red for corner, from which a 50-inch black gum brs N 80 W 4.3 vrs a white oak 20 in in dia brs N 30 W 8 vrs and a pine 4 in in dia brs S 52 E 3.3 vrs;

Thence N 88 E along an old fence row at 889 vrs a stake for corner from which a 2 in iron pipe painted red brs N 83 E 4.3 vrs, a white oak 14 in in dia mkd X in fence corner brs S 86 E 5.4 vrs, a  $\frac{1}{2}$  inch iron pin brs S 85 E 6 vrs, a 3 inch pine brs N 24 E 2.3 vrs;

Thence S 2 E 207 vrs to a stake for corner on the south boundary line of said L. A. Gosse survey on the north boundary line of the James Patterson survey (abstract No. 243), from which a sweet gum 20 in in dia mkd X brs S 10 W 2.7 vrs;

Thence West with said Gosse south boundary line, same being also the north boundary line of said Patterson survey 97.2 vrs to the common corner of the David M. Bullock survey and the James Patterson survey on the South Gosse boundary line (same being the NEC of said Bullock survey and the NWC of said Patterson survey) a stake for such common corner from which a pine 3 in in dia mkd X brs N  $48\frac{1}{2}$  W 1 vr; a double Fork Pin Oak mkd XX brs S 79 E 5 vrs and a pin oak 3 inches in dia mkd X brs S 1 W 1.4 vrs (old original witness and bearing trees gone);

Thence continuing with said L. A. Gosse South boundary line, same being common with the David M. Bullock survey North boundary line S 88 W 793 vrs to the place of beginning, containing 32.1 acres of land.

#### TRACT THREE

Those certain tracts of land situated in the BBB & C RR Co. Survey (Abst. No. 82) and the George Taylor League or Survey (Abst. No. 292) and being the same lands conveyed to Jim McMurrey by G. I. Turnley, by deeds dated July 9, 1917, March 1, 1918, and March 6, 1918, respectively, and recorded in Volume 12, pages 247, 248, and 311, respectively, of the Deed Records of San Jacinto County, Texas;

Those two certain tracts conveyed to Jim McMurrey by J. M. Hansbro under dates of March 2, 1918, and April 13, 1918, recorded in Volume 12, pages 251 and 241, respectively, of the Deed Records of San Jacinto County, Texas;

That certain tract of land described in a deed of February 26, 1918, from L. T. Sloan to Jim McMurrey, recorded in Volume 12, page 246, Deed Records of San Jacinto County, Texas;

That certain tract of land described in a deed of March 25, 1918, from C. W. Robinson to Jim McMurrey, recorded in Volume 12, page 346, Deed Records of San Jacinto County, Texas;

That certain tract of land described in a deed of April 2, 1918, from J. W. Merrell, et al to Jim McMurrey, recorded in Volume 12, page 344, Deed Records of San Jacinto County, Texas;

That certain tract of land described in a deed of Record in Volume 12, page 401, Deed Records of San Jacinto County, Texas, from Helen M. Jessup, et al to Jim McMurrey.

Reference to above deeds and the records thereof being here now made for a full and complete description of said lands(s) and for all legal purposes.

#### TRACT FOUR

Being 11.3 acres, more or less, out and a part of the Wm. R. Goode League or Survey (Abstract No. 136), more particularly described by metes and bounds as follows, to-wit:

Beginning at the Southwest corner of the James Youngblood or what is known as the Boyd or James Youngblood 180 acre tract out of and a part of said Wm. R. Goode Survey, and which corner is West 150 vrs and North 75 vrs from the Northeast corner of the L. R. Pearson 953 acre tract, and which is also an "L" corner of the Wm. R. Goode Survey, said corner being in an old field;

Thence north following the West line of said 180 acre tract at 319 vrs pass the southeast corner of said Youngblood 50 acre tract, and the northeast corner of the Hiram Purkerson 50 acre tract out of the said 180 acre tract, and continuing north at 849 vrs pass the northeast corner of the Youngblood 50 acre tract at 1100 vrs to the old original corner of the Boyd or James Youngblood 180 acre tract, a stake from which a gum 22 in in dia brs S 40 E 12 vrs this point and corner being the beginning point or corner of the 11.3 acres involved and described in Cause No. 3701, styled "Foster Lumber Company vs. W. G. Mizell" in the District Court of San Jacinto County, Texas, and therein decreed to the said W. G. Mizell;

Thence north 77 vrs to a stake from which a pine 5 inches in diameter brs N 82 W 2 vrs and a pine 5 in in dia brs S 75 E 3.3 vrs, this point being 149 vrs south of the south line of the P. H. Cannon 963 acre tract out of said Goode Survey;

Thence east along and following the old divisional line through the Goode survey to a stake for corner on the West bank of the San Jacinto River, from which a pin oak 20 in in dia brs S 35 W 6 vrs, this distance being 829½ vrs;

Thence south along and following the meanders of said River to the northeast corner of the old original Boyd or Youngblood 180 acre tract, a corner on the Bank of the old River at the northeast corner of an old field;

Thence west along and following the old original north line of said Boyd or Youngblood 180 acre tract 829 vrs to the place of beginning, containing 11.3 acres of land, more or less, and being the same land awarded and decreed to the said W. G. Mizell and described in a judgment rendered and entered in cause No. 3701, styled, "Foster



Lumber Company vs. W. G. Mizell" on the 16th day of February, 1926, by the district court of San Jacinto County, Texas, recorded in Volume J, pages 332, et seq., minutes of the said District Court, reference to which is here now made for all purposes.

#### TRACT FIVE

Being 49.4 acres of land, more or less, of the Watson Estate, a part of the Vital Flores League or Survey (Abst No. 14) situated about 8 miles southwest of Coldsprings, Texas, bounded on the Northwest by the Grover Ellisor Estate (formerly the old John Henry Kirby Tract), on the northeast by the old R. D. Denson and Santa Fe Tie & Lbr Co. (U. S. A.) tract, on the south and southeast by the U. S. A. Forest lands, and on the west and southwest by the paved farm-to-market road leading from Evergreen to Cleveland, Texas farm road No. 2025, and more particularly described by metes and bounds as follows, to-wit:

Beginning at corner No. 7 of a 267 acre (more or less) U. S. A. forest tract known as said government's tract "J13" being the most northern corner of land formerly owned by Lila Cochran and H. S. Lilley, a 1" iron pipe stake for corner witnessed by marked and blazed bearing trees; (said corner being on the common boundary line between said Vital Flores and the James Rankin, Jr., surveys);

Thence north 50 W with said Common boundary line of and between said Flores and Rankin surveys, it being the line, 723 vrs to the stake for corner from which a 20 in sweet gum mkd X brs S 31 W 10 vrs, and a 10 in sweet gum mkd X brs S 83 W 6 vrs, and a 20 in forked pine mkd X brs N 77 E 3 vrs, said corner being common with the most eastern or northeastern corner of said old Kirby (Ellisor) tract;

Thence S 40 W 415 vrs with the southeast boundary line of said old Kirby (Ellisor) tract, it being the line to stake for corner in the right-of-way of said Paved farm road, same being a northern corner of the old J. O. H. Bennett tract;

Thence S 36 E with and down said Farm Road, it being the line 345 vrs to a stake for corner in the northwest boundary line of said U. S. A. forest tract where same intersects said road, said corner being N 77 E 240 vrs from corner 6 of said U. S. A. "J13" tract, said stake and corner being witnessed by mkd and blazed bearing trees;

Thence N 77 E with the Northwest boundary line of said U. S. A. tract "j13" it being the line 630 vrs to the place of beginning, containing 49.4 acres, more or less.

#### TRACT SIX

An undivided  $\frac{1}{2}$  interest in the following 80 acres of land, more or less, being a part of the James W. Robinson League or survey, Abstract No. 45, situated in San Jacinto County, Texas, more particularly described by metes and bounds as follows:

Beginning at the southwest corner of a 32 acre tract owned or formerly owned by A. J. Bruner, said corner being a 20 in black gum mkd X;

Thence S 16 deg 54' West along the southerly projection of the West line of the said Bruner 32 acre tract, a distance of 473 vrs to a point for the southwest corner of the herein described tract;

Thence south 77 deg 52' East 953.3 vrs to a point for corner;

Thence north 17 deg East 473 vrs to the Southeast corner of the P. L. Robberson 32 acre tract, being a concrete monument marked J-364 (or J-365) from which monument a 6" Pin Oak mkd U. S. B. T. brs South 6 West 12.1 vrs and a 9" pine mkd U. S. B. T. brs S 72 W 20 vrs;

Thence north 72 deg 44' West with the south line of the said Roberson 32 acre tract, 385.4 vrs to the southwest corner of same, being the southeast corner of the W. A. Johnson 16 acre tract;

Thence north 73 deg 01' West with the south line of said W. A. Johnson 16 acre tract and the south line of the aforesaid Bruner 32 acre tract, a total distance of 568.7 vrs to the place of beginning, containing 80 acres of land, more or less.

Approved August 14, 1958.

### Private Law 85-568

August 14, 1958  
[H. R. 6593]

#### AN ACT

For the relief of Mrs. Juanita Burna.

Mrs. Juanita  
Burna.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Juanita Burna, Warwick, Virginia, the sum of \$15,335.93. The payment of such sum shall be in full settlement of all claims of Mrs. Juanita Burna against the United States on account of severe personal injuries sustained by her on October 5, 1954, when the automobile she was driving on the island of Okinawa in the Ryukyu Islands was struck by a vehicle owned by the United States and operated by its agent: *Provided*, That no part of the amount appropriated in this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved August 14, 1958.

### Private Law 85-569

August 14, 1958  
[H. R. 6970]

#### AN ACT

For the relief of C. A. Nolan.

C. A. Nolan.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Treasury be, and he is hereby, authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$495.22 to C. A. Nolan of Seymour, Indiana, in full settlement of all claims against the United States.

The payment of such sum represents the increased costs of production of one thousand and fifty one-hundredths tons of bituminous coal furnished various Civilian Conservation Corps camps under contract No. W-5501-qm-CIV-1649, dated June 11, 1941. Such Civilian Conservation Corps camps were under the jurisdiction of the United States Department of the Army: *Provided*, That no part of the amount appropriated in this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved August 14, 1958.